

JC04 Rec'd CT/PTO 11 OCT 2005

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Jacek MARTYNOW et.al.	) Group Art Unit:
Serial No:	10/530,139	) Examiner:
Filed:	April 4, 2005	) Attorney Docket No: 9558/94047 (Z-3215/05)
International Application No.	PCT/PL2003/000099	)
International Filing Date:	1 October 2003	)
For:	Process and Intermediates to Prepare 17 $\beta$ -hydroxy-7 $\alpha$ -methyl-19-nor-17 $\alpha$ - pregn-5(10)en-20-yn-3-one	) Confirmation No. 9929

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS**  
**UNDER 35 U.S.C. 371 IN THE UNITED STATES**  
**DESIGNATED/ELECTED**  
**OFFICE (DO/EO/US)**

**Mail Stop: Missing Parts**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The subject patent application was filed on April 4, 2005. A Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (copy enclosed) was mailed August 15, 2005, informing applicants that an Oath or Declaration of the inventors is required. Applicants submit herewith a fully executed Declaration and Power of Attorney in compliance with 37 CFR 1.497 (a) and (b) along with a check in the amount of \$65.00 to cover the surcharge fee in compliance with 37 CFR 1.492(e). Applicants submit the application is complete and ready for examination which action is earnestly solicited.

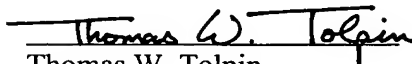
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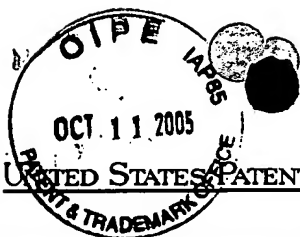
Please credit any overpayment or charge any additional fees necessary to Deposit  
Account No. 23-0920.

Respectfully submitted,



Thomas W. Tolpin  
Registration No. 27,600  
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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.

10/530,139

FIRST NAMED APPLICANT

Jacek Martynow

ATTY. DOCKET NO.

9558/94047

INTERNATIONAL APPLICATION NO.

PCT/PL03/00099

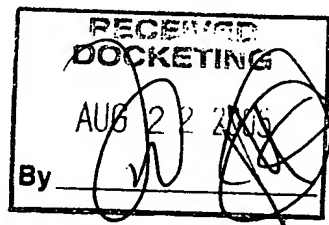
I.A. FILING DATE

10/01/2003

PRIORITY DATE

10/04/2002

Thomas W Tolpin  
Welsh & Katz Ltd  
120 South Riverside Plaza  
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Chicago, IL 60606



CONFIRMATION NO. 9929  
371 FORMALITIES LETTER  
\*OC000000016776069\*  
\*OC000000016776069\*

Date Mailed: 08/15/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/04/2005
- Copy of the International Search Report filed on 04/04/2005
- Copy of IPE Report filed on 04/04/2005
- Copy of Annexes to the IPER filed on 04/04/2005
- Preliminary Amendments filed on 04/04/2005
- Small Entity Statement filed on 04/04/2005
- Request for Immediate Examination filed on 04/04/2005
- U.S. Basic National Fees filed on 04/04/2005
- Priority Documents filed on 04/04/2005

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The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

Additionally the following defects have been observed:

- Annexes have not been entered because Not a page for page substitution.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/530,139	PCT/PL03/00099	9558/94047



Attorney Docket No. 9558/94047

## **Certificate of Express Mailing**

**Express Mail** mailing label number EV 555564610 US

Date of Deposit: October 11, 2005

I hereby certify that the enclosed Transmittal Form, Response to Notification of Missing Requirements, Executed Declaration and Power of Attorney, Duplicate Copy of Notification of Missing Requirements, Check in the amount of \$65.00 for Surcharge for Late Payment of Original Declaration or Oath are being deposited with the United States Postal Service "Express Mail" Post Office to Addressee. Service under 37 CFR 1.10 is on the date indicated above and addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. The person mailing this paper is:

Carl Stanley

Typed or Printed Name of Person Mailing Paper of Fee

*Carl Stanley*

Signature of Person Mailing Paper or Fee